

COMMONWEALTH OF MASSACHUSETTS
DEPARTMENT OF TELECOMMUNICATIONS AND ENERGY

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TOWN OF FRAMINGHAM REQUEST FOR)	
DETERMINATION OF RATES APPLICABLE TO)	D.T.E. 02-46
TRANSPORTATION AND TREATMENT OF SEWAGE)	
PURSUANT TO INTERMUNICIPAL AGREEMENT)	
)	

TESTIMONY OF JOHN BERTORELLI
ON BEHALF OF THE TOWN OF FRAMINGHAM

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1 Q: Please state your name for the record.

2 A: John Bertorelli.

3 Q: What is your residential address?

4 A: 7 Pincushion Road, Framingham, Massachusetts.

5 Q: Your date of birth?

6 A: September 3, 1948.

7 Q: Are you an employee of the Town of Framingham?

8 A: Yes, I am.

9 Q: What is your position with Framingham?

10 A: I am the Town Engineer.

11 Q: How long have you held that position?

12 A: Since November, 1994.

13 Q: During that period, have you held other positions with the
14 Town?

15 A: Yes. From May, 1999 to November, 1999, I was the Acting
16 Director of Public Works for the Town of Framingham.

17 Q: On whose behalf are you offering testimony?

18 A: On behalf of the Town of Framingham.

19 Q: Thank you. Could you please describe your educational
20 background.

21 A: I obtained a Bachelor's of Science degree in Civil
22 Engineering from Lowell Technological Institute in 1972, and a

1 Master's in Science in Civil Engineering from Northeastern
2 University in 1982.

3 **Q: Do you currently maintain any professional registrations or**
4 **certifications?**

5 A: Yes. I am a registered Professional Engineer in
6 Massachusetts, and a registered Professional Surveyor in
7 Massachusetts.

8 **Q: Please state your employment history through the date you**
9 **became Town Engineer for the Town of Framingham.**

10 A: I was the Assistant Town Engineer for the Town of
11 Framingham from March, 1992 to November, 1995, a Senior Civil
12 Engineer from June, 1983 to March, 1992, and a Civil Engineer
13 from May, 1974 to June, 1983. Prior to working for the Town of
14 Framingham, I was a civil engineer with the Town of Milford for
15 approximately two years.

16 **Q: As Town Engineer, what are your principal job functions?**

17 A: I am responsible for the oversight and coordination of all
18 civil engineering and surveying services provided by the
19 Engineering Department to the Town of Framingham.

20 **Q: To whom do you report?**

21 A: I report to the Town Manager, George P. King, Jr., and the
22 Director of the Department of Public Works, Peter Sellers.

23 **Q: What responsibilities do you have vis-à-vis Framingham's**
24 **wastewater collection system?**

1 A: I provide field data to my supervisors, act as archivist of
2 system plans, and provide oversight of the design and
3 implementation of any improvements to the system.

4 Q: In your capacity as Town Engineer, have you had the
5 opportunity to review a report prepared by SEA Consultants,
6 Inc., titled "Sewer Rate Assessment Study," a copy of which has
7 been marked as Exhibit FR-2?

8 A: I have reviewed that report, and I am familiar with the
9 recommendations contained in the report.

10 Q: Did you play any part in commissioning that report?

11 A: No.

12 Q: Do you have any knowledge regarding the terms of any
13 agreements between Framingham and the Town of Ashland regarding
14 Framingham's transportation of Ashland's wastewater to the FES?

15 A: I have reviewed an Intermunicipal Agreement between the
16 parties dated December 9, 1963. I played no part in negotiating
17 the terms of that agreement, and have no knowledge regarding the
18 parties' intent in including any of the provisions in the
19 agreement.

20 Q: Mr. Bertorelli, do you know an individual who used to work
21 for the Town of Framingham named Everitt "Bill" Skinner?

22 A: Yes. Mr. Skinner was the Acting Director of Public Works
23 from November, 1998 to May, 1999. Prior to serving in that

1 capacity, Mr. Skinner held various positions in the Department
2 of Public Works, including Assistant Director of Public Works.

3 **Q: Was Mr. Skinner, during his tenure as Acting Director of**
4 **Public Works, authorized by the Board of Selectmen or the Town**
5 **Manager to negotiate a new Intermunicipal Agreement between**
6 **Framingham and Ashland, or a new rate structure to compensate**
7 **Framingham for the costs incurred in transporting Ashland's**
8 **wastewater?**

9 A: Not to my knowledge, no.

10 **Q: Mr. Bertorelli, have you had the opportunity to inspect, in**
11 **the last ten years or so, the Framingham-owned pipelines**
12 **utilized by Ashland to transport its wastewater to the FES?**

13 A: I have seen videotapes of some parts of the lines utilized
14 by Ashland.

15 **Q: In your professional opinion, based on your knowledge,**
16 **training, and experience, do the pipes depicted in those**
17 **videotapes have a useful life of 50 years?**

18 A: No. Due to the high level of wastewater flowing through
19 the pipes on a daily basis, and the levels of dissolved sulfides
20 in the wastewater, the pipes likely have a diminished useful
21 life of as little as 30 years, as opposed to a normal useful
22 life of at least 50 years.

23 **Q: Does this conclude your testimony?**

24 A: Yes.

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